

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF MISSISSIPPI
OXFORD DIVISION**

**CLAUDIA LINARES, as spouse of
ISMAEL LOPEZ, Deceased and EDWARD
T. AUTRY as Administrator of the ESTATE of ISMAEL
LOPEZ, Deceased**

PLAINTIFF

v.

No. 3:19cv133-MPM-RP

**CITY OF SOUTHAVEN, STEVE PIRTLE,
in his official capacity as Chief of Police of the
Southaven Police Department, OFFICER
SAMUEL MAZE, Individually and in his
official capacity as a Southaven Police Officer,
OFFICER ZACHARY DURDEN, Individually
and in his official capacity as a Southaven
Police Officer, and JOHN DOES 1-25,**

DEFENDANTS

ORDER

Defendants filed a motion *in limine* on Sunday, September 10, 2023, which is literally the day before trial. Such a filing removes any possibility that the plaintiff will have an equal opportunity to brief the relevant issues, particularly since her counsel are (quite understandably) fully occupied with trial preparation. If this court were to consider this motion on its merits then the filing of such extremely late motions would likely become a routine “hardball” litigation tactic, and it will not permit that to happen. Defendants’ motion will therefore be stricken.

It is therefore ordered that defendant’s motion *in limine* is stricken.

So ordered, this, the 11th day of September, 2023.

/s/ Michael P. Mills
UNITED STATES DISTRICT COURT JUDGE